

APPLICATION FOR INITIATIVE OR REFERENDUM PETITION SERIAL NUMBER


Secretary of State
1700 W. Washington, 7th Floor
Phoenix, AZ 85007

SECRETARY OF STATE

The undersigned intends to circulate and file an INITIATIVE or a REFERENDUM (circle the appropriate word) petition and hereby makes application for the issuance of an official serial number to be printed in the lower right-hand corner of each side of each signature sheet of such petition. Pursuant to Arizona Revised Statutes § 19-111, attached hereto is the full text, in no less than eight point type, of the MEASURE or CONSTITUTIONAL AMENDMENT (circle appropriate word) intended to be INITIATED or REFERRED (circle appropriate word) at the next general election.

SUMMARY: A description of no more than one hundred words of the principal provisions of the proposed law, constitutional amendment or measure that will appear in no less than eight point type on the face of each petition signature sheet to be circulated.

2014 FEB 19 PM 12:04
SECRETARY OF STATE


Signature of Applicant
Theodore Brinkofski
Printed Name of Applicant
9313 N US Hwy 93
Address
Golden Valley AZ 86413
City State Zip
732 735 1836
Telephone Number

Date of Application	<u>02/19/2014</u>
Signatures Required	<u>172,809</u>
Deadline for Filing	<u>July 3, 2014</u>
Serial Number Issued	<u>I-07-2014</u>
FOR OFFICE USE ONLY	

Securing the Arizona Border Act
Name of Organization (if any)
9313 N US Hwy 93
Address
Golden Valley AZ 86413
City State Zip
732 735 1836
Telephone Number
Theodore Brinkofski - Chairman
Name of Officer and Title
9313 N US Hwy 93
Address
Golden Valley AZ 86413
City State Zip
732 735 1836
Telephone Number
Ryan Blakely - Treasurer
Name of Officer and Title
1717 S Dorsey Apt 1029
Address
Tempe AZ 85281
City State Zip
732 570 5608
Telephone Number

CFID: 2014 00478

Securing the Arizona Border Act

A Secure Arizona and Mexico Border is needed to defend the long-term interests of the citizens living in the State of Arizona. Operating with limited resources, the first practical step is to develop a biometric identification software solution to effectively regulate current and future ports of entry. This improved entry and exit software solution will evolve to allow temporary residents and new citizens an easy way to enter the US banking and employment verification systems. Securing the Arizona Border Act will create a stronger border with modern technology solutions in order to secure long-term peace for the citizens of Arizona.

SECRETARY OF STATE

2014 FEB 19 PM 12:04

2014 FEB 19 PM 12: 04

OFFICIAL TITLE

An INITIATIVE MEASURE

Amending Section 41-108, Arizona Revised Statutes; Relating to the Joint Border Security Advisory Committee and Trust Fund.

Be it enacted by the people of the state of Arizona:

Section 1. Title

This act may be cited as the "Securing the Arizona Border Act."

Section 2. Section 41-108, Arizona Revised Statutes, is amended to read:

41-108. Interstate compact to build border fence; requirements; joint border security advisory committee; trust fund

A. The governor may enter into a compact with other states to provide for the construction and maintenance of a secure fence along the Arizona-Mexico border line that is located on private, state or federal property if permitted. The governor may enter into such a compact as part of any broader compact relating to the same or similar issue. A compact entered into pursuant to this section shall contain at least the following:

1. A provision making it available for joinder by all states;
2. A provision for withdrawal from the compact on written notice to the parties no sooner than one year after the date of the notice.
3. A provision for the establishment of an organization:
 - (a) To administer and manage the construction and maintenance of the border fence.
 - (b) To administer any monies obtained for the construction and maintenance of the border fence.
4. A provision that provides for a state to develop the state's own funding mechanism to construct and maintain the border fence through private or public donations from whatever source and that is administered by the organization established pursuant to paragraph 3 of this subsection.
5. A requirement that a state use correctional inmates as well as private contractors to construct and maintain the border fence.
6. The option to construct and maintain the secure fence on state or federal land.
7. Other provisions necessary to implement the compact.

B. If this state does not enter into the compact authorized by subsection A of this section, this state may still construct and maintain a secure fence along the Arizona-Mexico border line that is located on private, state or federal property if permitted. Subsection A, paragraph 4, regarding developing the state's own

funding mechanism, and paragraphs 5 and 6 of this section apply to the border fence.

C. The joint border security advisory committee is established consisting of the following members:

1. The president of the senate or the president's designee as a nonvoting member.
2. The speaker of the house of representatives or the speaker's designee as a nonvoting member.
3. ~~Two members~~ ONE MEMBER of the house of representatives who are IS appointed by the speaker of the house of representatives. ~~as nonvoting members.~~
4. ~~Two members~~ ONE MEMBER of the senate who are IS appointed by the president of the senate. ~~as nonvoting members.~~
5. TWO ~~Six~~ members who are appointed by the governor.
6. A county sheriff from a county that has a population of more than three million persons.
7. A COUNTY SHERIFF REPRESENTING THE INTERESTS OF THE FOUR COUNTIES ALONG THE ARIZONA AND MEXICO BORDER. THE GOVERNOR WILL APPOINT THIS INDIVIDUAL IF THE FOUR SHERIFFS REPRESENTING THE FOUR COUNTIES ALONG THE ARIZONA AND MEXICO BORDER CANNOT SELECT AN INDIVIDUAL UNANIMOUSLY.
- ~~7. A county sheriff from a county that has a population of more than three hundred thousand persons but less than six hundred thousand persons.~~
- ~~8. A county sheriff from a county that is located along the Arizona-Mexico border and that has a population of more than one hundred thousand persons but less than one hundred fifty thousand persons.~~
- ~~9. A county sheriff from a county that is located along the Arizona-Mexico border and that has a population of at least one hundred fifty thousand persons but less than six hundred thousand persons.~~

D. Committee members are not eligible to receive compensation or reimbursement of expenses for committee activities.

E. The president and the speaker of the house of representatives shall each appoint a cochairperson of the committee.

F. The committee shall meet on the call of the two cochairpersons, ~~but no more frequently than monthly.~~

G. The committee may:

1. Take testimony and other evidence regarding the international border with Mexico.
2. Analyze border crossing statistics.
3. Analyze related crime statistics.
4. Make recommendations designed to increase border security.

2014 FEB 19 PM 12:04
SECRETARY OF STATE

2014 FEB 19 PM 12:05

5. Administer and manage the construction and maintenance of the border fence.
6. Make other recommendations deemed essential by the committee.
7. USE ALL MONIES IN THE BORDER SECURITY TRUST FUND TO INVEST IN AND DEVELOP BIOMETRIC IDENTIFICATION SOFTWARE TO EFFECTIVELY REGULATE CURRENT AND FUTURE PORTS OF ENTRY.
8. USE ALL MONIES TO INVEST IN AND DEVELOP BIOMEDICAL IDENTIFICATION SOFTWARE UNTIL A COMPACT IS MADE IN SUBSECTION A OR SUBSECTION B.

H. The committee may use the services of legislative staff as required.

I. Beginning November 30, 2011 and each month thereafter, the committee shall submit a written report of its findings and recommendations to the speaker of the house of representatives, the president of the senate and the governor. The committee shall provide a copy of the report to the secretary of state.

J. Notwithstanding any law to the contrary, the committee may vote to go into executive session to take testimony or evidence it considers sensitive or confidential in nature, which if released could compromise the security or safety of law enforcement or military personnel or a law enforcement or national guard law enforcement support operation.

K. The border security trust fund is established consisting of monies collected pursuant to this section. The state treasurer shall administer the trust fund as trustee for the purposes of the compact entered into pursuant to subsection A of this section, ~~or for the purposes of subsection B of this section,~~ OR FOR THE PURPOSES OF SUBSECTION G OF THIS SECTION. The compact entered into pursuant to subsection A of this section or the border fence pursuant to subsection B of this section, OR THE JOINT BORDER SECURITY ADVISORY COMMITTEE PURSUANT TO SUBSECTION G OF THIS SECTION is the beneficiary of the trust fund. All monies in the trust fund shall be used exclusively to carry out the purposes of this section.

L. The state treasurer shall accept, separately account for and hold in trust any monies deposited in the state treasury, which are considered to be trust monies as defined in section 35-310 and which shall not be commingled with any other monies in the state treasury except for investment purposes. The state treasurer shall invest and divest any trust fund monies deposited in the state treasury as provided by sections 35-313 and 35-314.03, and monies earned from investment shall be credited to the trust fund. Monies in the trust fund are subject to legislative appropriation and are exempt from the provisions of section 35-190 relating to lapsing of appropriations.

M. THE FOLLOWING RULES APPLY THE MONIES IN THE BORDER SECURITY TRUST FUND:

SECRETARY OF STATE

- 2014 FEB 19 PM 12:05
1. THE STATE TREASURER IS ALLOWED TO ACCEPT DONATIONS IN THE FORM OF ONLINE DECENTRALIZED CURRENCY IN ORDER TO FINANCE THE BORDER SECURITY TRUST FUND.
 2. INVESTMENTS MADE BY THE COMMITTEE USING THE BORDER SECURITY TRUST FUND MUST BE MADE WITH UNITED STATES DOLLARS (USD).
 3. ALL INVESTMENTS MADE BY THE COMMITTEE MUST BE AGREED UPON UNANIMOUSLY BY ALL MEMBERS OF THE COMMITTEE.
 4. AT LEAST 10% OF THE FUNDS IN THE BORDER SECURITY FUND MUST BE ONLINE DECENTRALIZED CURRENCY AT THE END OF EVERY FISCAL YEAR.
 5. IF LESS THAN 10% OF THE FUNDS IN THE BORDER SECURITY FUND ARE ONLINE DECENTRALIZED CURRENCY AT THE END OF THE FISCAL YEAR, THEN THE COMMITTEE NEEDS TO EXCHANGE THE NECESSARY AMOUNT OF USD FOR ONLINE DECENTRALIZED CURRENCY IN ORDER TO REACH THE 10% MINIMUM.

Section 3. Severability. If any provision of this initiative measure is declared invalid, such invalidity shall not affect other provisions of this initiative measure that can be given effect without the invalid provision. To this end, the provisions of this initiative are declared to be severable.

SECRETARY OF STATE
2014 FEB 19 PM 12:05